



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2428

DATE SCANNED 10-11-11

SCANNER NO. 2

SCAN OPERATOR JUP

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2011 MAR 31 A 10:27

March 30, 2011

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *AP*
Acting Staff Director

FROM: Patricia Carrara *PC*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Jodi Winship/Sari Pickeral *JP*
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2010 Year-End Report for the
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2010 Year-End Report in accordance with 2 U.S.C. 434(a). The Year-End Report was due on January 31, 2011.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days but no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

1. Find reason to believe that all other political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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Federal Election Commission
Reason to Believe Circulation Report
2010 YEAR-END Not Election Sensitive 01/31/2011 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2397	C00397083	AMERICAN TELESERVICES ASSOCIATIONS INC.		TIMOTHY SEARCY	\$171,491	0	2/17/2011	17	\$6,454	\$140
2398	C00413856	PAC/ASSOCIA PAC		NANCY CUSHMAN	\$100,944	0	3/2/2011	30	\$13,715	\$260
2399	C00434324	BEN GRABER FOR CONGRESS	GRABER, BENJAMIN	BENJAMIN GRABER	\$146,008	0	2/27/2011	27	\$9,600	\$190
2400	C00118828	BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE		FRED E. KEITH JR.	\$108,428	0	2/28/2011	28	\$874	\$165
2401	C00458349	BURRIS FOR SENATE	BURRIS, ROLAND W	RAYMOND DAVIS	\$162,061	0	2/7/2011	7	\$19,455	\$145

2403	C00486662	CHET D TRAYLOR FOR US SENATE CAMPAIGN	TRAYLOR, CHET D	LARRY W. PICKETT	\$191,340	0		Not Filed	\$95,670 (est)	\$3,850
2404	C00328066	CIRO RODRIGUEZ FOR CONGRESS	RODRIGUEZ, CIRO D.	LUIS R. VERA	\$3,294,855	0	2/13/2011	13	\$16,250	\$175
2405	C00467423	CITIZENS FOR CHRIS GEISSLER	GEISSLER, CHRISTOPHER TODD	MICHAEL JORUDD	\$109,360	0		Not Filed	\$21,872 (est)	\$550

2409	C00462531	COMMITTEE TO ELECT DR GREG BABIONE IX	RABIDOUX, GREG ROBERT JR	KIMBERLEE E. SMITH	\$158,153	0		Not Filed	\$3,119	\$250
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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2417	C00448241	DOUG TUDOR FOR CONGRESS	TUDOR, DOUGLAS DAVID	DOUGLAS D. TUDOR	\$103,206	3		Not Filed	\$12,901 (est)	\$982
2418	C00482588	DOUGHERTY SENATE CAMPAIGN COMMITTEE	DOUGHERTY, JOHN E III	DR. JODHA KHAJ SA	\$320,109	0	2/18/2011	18	\$9,744	\$145
2420	C00468694	ERIC WNUCK 2010	WNUCK, ERIC	ERIC WNUCK	\$434,181	1		Not Filed	\$108,548 (est)	\$8,187
2422	C00469247	FERRE 2010	FERRE, MAURICE	ELIZABETH M. TETREAU II	\$569,529	0	2/7/2011	7	\$11,994	\$145
2424	C00404350	FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		HELEN WILSON	\$106,303	0	2/28/2011	28	\$8,869	\$195
2425	C00477646	FRIENDS OF DAVID MADEIRA	MADEIRA, DAVID JAMES	MICHAEL LACEY	\$120,785	0		Not Filed	\$30,196 (est)	\$990
2426	C00481184	FRIENDS OF ROSS BIELING	BIELING, ROSS PARKER	ROSS PARKER BIELING	\$385,138	0		Not Filed	\$128,379 (est)	\$4,950
2427	C00483289	HEALY FOR NY	HEALY, TIMOTHY J	JULIAN H. GINGOLD	\$241,704	0	2/25/2011	25	\$23,094	\$235
2428	C00465856	HENDRY FOR CONGRESS	HENDRY, EDDIE	JOHN NESMITH	\$137,863	0		Not Filed	\$22,977 (est)	\$550
2431	C00478057	JAMES MILANO FOR CONGRESS	MILANO, JAMES	PATRICIA A. FRIEDMAN	\$296,381	0	2/25/2011	25	\$3,385	\$150
2432	C00460642	JIM PICCILLO FOR CONGRESS	PICCILLO, JAMES JOHN	SANDI KEEBLE	\$286,266	0		Not Filed	\$32,918 (est)	\$990
2433	C00484303	JOHNSON FOR CONGRESS	JOHNSON, HARRY CLAUD	HARRY JOHNSON	\$121,900	0		Not Filed	\$60,950 (est)	\$2,970
2434	C00482893	JOYCE JOHNSON FOR CONGRESS 2010	JOHNSON, JOYCE STANLEY	MYRNA PHILLIPS OAKLEY	\$106,799	0		Not Filed	\$35,600 (est)	\$990
2438	C00469791	KUIPERS FOR CONGRESS	KUIPERS, WAYNE	TODD LAMBERS	\$464,446	0		Not Filed	\$92,889 (est)	\$3,850

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2441	C00208322	MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE		LYLE J. PARRY	\$132,878	0		Not Filed	\$18,983 (est)	\$550
2442	C00480038	MARVIN SCOTT FOR CONGRESS 2010	SCOTT, MARVIN B	FRANK L. MUJER II	\$457,008	0	3/8/2011	Not Filed	\$18,757	\$550
2444	C00475095	MATTHEW BURKE FOR CONGRESS	BURKE, MATTHEW	JENNIFER BURKE	\$100,517	0	3/18/2011	Not Filed	\$549	\$250
2445	C00432948	MCGOFF FOR CONGRESS	MCGOFF, JOHN P	MARJORIE O'LAUGHLIN	\$557,306	0		Not Filed	\$68,663 (est)	\$2,970
2446	C00462804	MIGUEL ORTIZ FOR CONGRESS	ORTIZ, MIGUEL ANTONIO	LUIS H. VERA	\$186,923	0	2/7/2011	7	\$31,662	\$340
2447	C00483925	MIKE THURMOND FOR US SENATE 2010	THURMOND, MICHAEL LAMAR	MATTHEW WARE	\$673,081	0	3/1/2011	29	\$11,032	\$255
2448	C00483388	MITCHELL FOR CONGRESS	MITCHELL, JOHN M	JOHN LINDLEY, III	\$107,165	0		Not Filed	\$35,722 (est)	\$990
2449	C00463406	MORGAN FOR CONGRESS	MORGAN, VINCENT SCOTT	HON. RD SNYDEN	\$157,457	1		Not Filed	\$31,491 (est)	\$1,237
2452	C00469817	PLUMMER FOR CONGRESS	PLUMMER, GLENN RODNEY	WILBERT SEARS	\$108,514	0		Not Filed	\$27,129 (est)	\$990
2456	C00474700	ROBBIE WILLS FOR CONGRESS	WILLS, ROBERT DALE JR	JERRY ADAMS	\$1,264,153	0		Not Filed	\$252,831 (est)	\$8,800
2457	C00462309	RUTH MCCLUNG FOR CONGRESS	MCCLUNG, RUTH CRAWFORD	ANNE LOFTFIELD	\$1,421,439	0	2/8/2011	8	\$12,453	\$150
2458	C00014092	SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL		KIRK LARSON	\$116,381	0	2/18/2011	18	\$344	\$115
2462	C00473603	STEVE CLARK FOR CONGRESS	CLARK, STEVE	RICK DIRKSE	\$1,236,249	1		Not Filed	\$309,062 (est)	\$11,000

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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2464	C00475772	THE COMMITTEE TO ELECT DINO LAVERGHETTA	LAVERGHETTA, DINO	ROSE LAVERGHETTA	\$205,205	0		Not Filled	\$34,201 (est)	\$980
2465	C00475038	THOMAS C CASTELLANO CAMPAIGN FUND	CASTELLANO, THOMAS C	MARK A. GARCIA	\$102,513	0		Not Filled	\$20,503 (est)	\$550
2467	C00469304	TOM WIENS FOR US SENATE INC	WIENS, THOMAS J	FRANK SHAW	\$3,133,345	0		Not Filled	\$783,336 (est)	\$11,000
2468	C00335091	TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC		ROBERT A. VOLTSMANN	\$107,050	0	2/24/2011	24	\$4,300	\$145

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Reason To Believe Recommendation - 2010)
 Year-End Report for the Administrative)
 Fine Program:)

ASSOCIATIONS INC. PAC/ASSOCIA)	AF# 2398
PAC, and CUSHMAN, NANCY as)	
treasurer;)	
MIKE THURMOND FOR US SENATE)	AF# 2447
2010, and MATTHEW WARE as treasurer;)	
BOILERMAKERS LOCAL 85 FEDERAL)	AF# 2400
POLITICAL ACTION COMMITTEE, and)	
FRED E KEITH JR as treasurer;)	
FRESNO COUNTY DEMOCRATIC)	AF# 2424
WOMEN'S CLUB/DEMOCRATS IN)	
ACTION, and HELEN WILSON as)	
treasurer;)	
BEN GRABER FOR CONGRESS, and)	AF# 2399
BENJAMIN GRABER as treasurer;)	
HEALY FOR NY, and JULIAN H)	AF# 2427
GINGOLD as treasurer;)	
JAMES MILANO FOR CONGRESS, and)	AF# 2431
PATRICIA A FRIEDMAN as treasurer:)	

TRANSPORTATION INTERMEDIARIES)	AF# 2468
ASSOCIATION'S TIAPAC, and ROBERT)	
A VOLTMANN as treasurer;)	
DOUGHERTY SENATE CAMPAIGN)	AF# 2418
COMMITTEE, and DR JODHA KHALSA)	
as treasurer;)	
SAN BERNARDINO COUNTY)	AF# 2458
REPUBLICAN CENTRAL COMMITTEE-)	
FEDERAL, and LARSON, KIRK as)	
treasurer;)	

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AMERICAN TELESERVICES) AF# 2397
ASSOCIATION PAC, and SEARCY, TIM)
MR. as treasurer;)
CIRO RODRIGUEZ FOR CONGRESS,) AF# 2404
and VERA, LUIS R. MR. as treasurer;)

RUTH MCCLUNG FOR CONGRESS, and) AF# 2457
ANNE LOFTFIELD as treasurer;)
BURRIS FOR SENATE, and RAYMOND) AF# 2401
DAVIS as treasurer;)
FERRE 2010, and ELIZABETH M) AF# 2422
TETREAULT as treasurer;)
MIGUEL ORTIZ FOR CONGRESS, and) AF# 2446
LUIS H VERA as treasurer;)

CHET D TRAYLOR FOR US SENATE) AF# 2403
CAMPAIGN, and LARRY W PICKETT as)
treasurer;)
CITIZENS FOR CHRIS GEISSLER, and) AF# 2405
MICHAEL JORUDD as treasurer;)

STEVEN "BO" SMITH as treasurer;)
COMMITTEE TO ELECT DR GREG) AF# 2409
RABIDOUX, and KIMBERLEE E SMITH)
as treasurer;)

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DOUG TUDOR FOR CONGRESS, and) AF# 2417
DOUGLAS D. TUDOR as treasurer)

ERIC WNUCK 2010, and ERIC WNUCK) AF# 2420
as treasurer;)

FRIENDS OF DAVID MADEIRA, and) AF# 2425
MICHAEL LACEY as treasurer;)
FRIENDS OF ROSS BIELING, and) AF# 2426
BIELING, ROSS PARKER as treasurer;)
HENDRY FOR CONGRESS, and JOHN) AF# 2428
NESMITH as treasurer;)
JIM PICCILLO FOR CONGRESS, and) AF# 2432
SANDI KEEBLE as treasurer;)
JOHNSON FOR CONGRESS, and) AF# 2433
HARRY JOHNSON as treasurer;)
JOYCE JOHNSON FOR CONGRESS) AF# 2434
2010, and MYRNA PHILLIPS OAKLEY)
as treasurer;)

KUIPERS FOR CONGRESS, and TODD) AF# 2438
LAMBERS as treasurer;)

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MANAGEMENT AND TRAINING) AF# 2441
CORPORATION POLITICAL ACTION)
COMMITTEE, and LYLE J PARRY as)
treasurer;)
MARVIN SCOTT FOR CONGRESS 2010,) AF# 2442
and FRANK L MUZZILLO as treasurer;)

MATTHEW BURKE FOR CONGRESS,) AF# 2444
and BURKE, JENNIFER as treasurer;)
MCGOFF FOR CONGRESS, and) AF# 2445
O'LAUGHLIN, MARJORIE as treasurer;)
MITCHELL FOR CONGRESS, and JOHN) AF# 2448
LINDLEY III as treasurer;)
MORGAN FOR CONGRESS, and) AF# 2449
SNYDEN, RD HON. as treasurer;)

PLUMMER FOR CONGRESS, and) AF# 2452
WILBERT SEARS as treasurer;)

ROBBIE WILLS FOR CONGRESS, and) AF# 2456
JERRY ADAMS as treasurer;)

STEVE CLARK FOR CONGRESS, and) AF# 2462
RICK DIRKSE as treasurer;)
THE COMMITTEE TO ELECT DINO) AF# 2464
LAVERGHETTA, and LAVERGHETTA,)
ROSE as treasurer;)

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THOMAS C CASTELLANO CAMPAIGN) AF# 2465
FUND, and MARK A GARCIA as)
treasurer;)

TOM WIENS FOR US SENATE INC, and) AF# 2467
FRANK SHAW as treasurer;)

CERTIFICATION

I, Shelley E. Garr, Deputy Secretary of the Federal Election Commission, do hereby certify that on April 01, 2011 the Commission took the following actions on the Reason To Believe Recommendation - 2010 Year-End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated March 30, 2011, on the following committees:

AF#2398 Decided by a vote of 6-0 to: (1) find reason to believe that ASSOCIATIONS INC. PAC/ASSOCIA PAC, and CUSHMAN, NANCY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2447 Decided by a vote of 6-0 to: (1) find reason to believe that MIKE THURMOND FOR US SENATE 2010, and MATTHEW WARE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2400 Decided by a vote of 6-0 to: (1) find reason to believe that BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE, and FRED E KEITH JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2424 Decided by a vote of 6-0 to: (1) find reason to believe that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and HELEN WILSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2399 Decided by a vote of 6-0 to: (1) find reason to believe that BEN GRABER FOR CONGRESS, and BENJAMIN GRABER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2427 Decided by a vote of 6-0 to: (1) find reason to believe that HEALY FOR NY, and JULIAN H. GINGOLD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2431 Decided by a vote of 6-0 to: (1) find reason to believe that JAMES MILANO FOR CONGRESS, and PATRICIA A. FRIEDMAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2468 Decided by a vote of 6-0 to: (1) find reason to believe that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TLAPAC, and ROBERT A. VOLTSMANN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report;

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(2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2418 Decided by a vote of 6-0 to: (1) find reason to believe that DOUGHERTY SENATE CAMPAIGN COMMITTEE, and DR JODHA KHALSA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2456 Decided by a vote of 6-0 to: (1) find reason to believe that SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL, and LARSON, KIRK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2397 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN TELESERVICES ASSOCIATION PAC, and SEARCY, TIM MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2404 Decided by a vote of 6-0 to: (1) find reason to believe that CIRO RODRIGUEZ FOR CONGRESS, and VERA, LUIS R. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2457 Decided by a vote of 6-0 to: (1) find reason to believe that RUTH MCCLUNG FOR CONGRESS, and ANNE LOFTFIELD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2401 Decided by a vote of 6-0 to: (1) find reason to believe that BURRIS FOR SENATE, and RAYMOND DAVIS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2422 Decided by a vote of 6-0 to: (1) find reason to believe that FERRE 2010, and ELIZABETH M TETREAULT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2446 Decided by a vote of 6-0 to: (1) find reason to believe that MIGUEL ORTIZ FOR CONGRESS, and LUIS H VERA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2403 Decided by a vote of 6-0 to: (1) find reason to believe that CHET D TRAYLOR FOR US SENATE CAMPAIGN, and LARRY W PICKETT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2405 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR CHRIS GEISSLER, and MICHAEL JORUDD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2409 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT DR GREG RABIDOUX, and KIMBERLEE E SMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2417 Decided by a vote of 6-0 to: (1) find reason to believe that DOUG TUDOR FOR CONGRESS, and DOUGLAS D. TUDOR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2420 Decided by a vote of 6-0 to: (1) find reason to believe that ERIC WNUCK 2010, and ERIC WNUCK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2425 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF DAVID MADEIRA, and MICHAEL LACEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2426 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF ROSS BIELING, and BIELING, ROSS PARKER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2428 Decided by a vote of 6-0 to: (1) find reason to believe that HENDRY FOR CONGRESS, and JOHN NESMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2432 Decided by a vote of 6-0 to: (1) find reason to believe that JIM PICCILLO FOR CONGRESS, and SANDI KEEBLE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2433 Decided by a vote of 6-0 to: (1) find reason to believe that JOHNSON FOR CONGRESS, and HARRY JOHNSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2434 Decided by a vote of 6-0 to: (1) find reason to believe that JOYCE JOHNSON FOR CONGRESS 2010, and MYRNA PHILLIPS OAKLEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2442 Decided by a vote of 6-0 to: (1) find reason to believe that MARVIN SCOTT FOR CONGRESS 2010, and FRANK L MUZZILLO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2444 Decided by a vote of 6-0 to: (1) find reason to believe that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2445 Decided by a vote of 6-0 to: (1) find reason to believe that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2448 Decided by a vote of 6-0 to: (1) find reason to believe that MITCHELL FOR CONGRESS, and JOHN LINDLEY III as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2449 Decided by a vote of 6-0 to: (1) find reason to believe that MORGAN FOR CONGRESS, and SNYDEN, RD HON. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2452 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMMER FOR CONGRESS, and WILBERT SEARS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2456 Decided by a vote of 6-0 to: (1) find reason to believe that ROBBIE WILLS FOR CONGRESS, and JERRY ADAMS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2462 Decided by a vote of 6-0 to: (1) find reason to believe that STEVE CLARK FOR CONGRESS, and RICK DIRKSE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2464 Decided by a vote of 6-0 to: (1) find reason to believe that THE COMMITTEE TO ELECT DINO LAVERGHETTA, and LAVERGHETTA, ROSE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

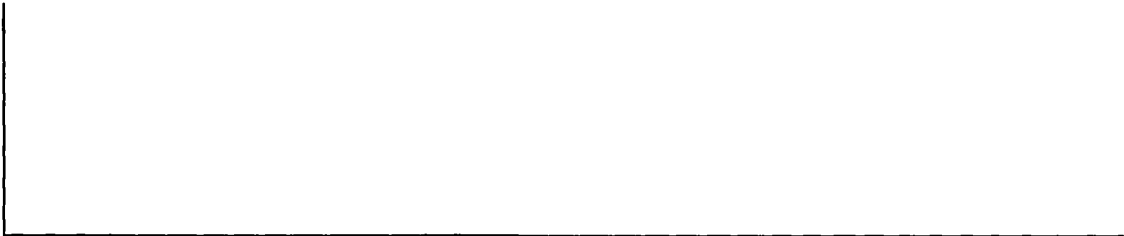
AF#2465 Decided by a vote of 6-0 to: (1) find reason to believe that THOMAS C CASTELLANO CAMPAIGN FUND, and MARK A GARCIA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2467 Decided by a vote of 6-0 to: (1) find reason to believe that TOM WIENS FOR US SENATE INC, and FRANK SHAW as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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Federal Election Commission
Certification for Administrative Fines
April 01, 2011

Page 16



Attest:

April 4, 2011
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 4, 2011

John Nesmith, in official capacity as Treasurer
Hendry for Congress
1119 Conservancy Dr. W
Tallahassee, FL 32312

C00465856
AF#: 2428

Dear Mr. Nesmith:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2010, was due no later than January 31, 2011. 2 U.S.C. § 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On April 1, 2011, the FEC found that there is reason to believe ("RTB") that Hendry for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2011. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$550. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$550 is due within forty (40) days of the finding, or by May 11, 2011, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$22,977
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

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NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 11, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Hendry for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

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3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

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ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$550 for the 2010 Year-End Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by May 11, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Hendry for Congress

FEC ID#: C00465856

AF#: 2428

PAYMENT DUE DATE: May 11, 2011

PAYMENT AMOUNT DUE: \$550

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEDERAL ELECTION
COMMISSION
SECRETARIAT

2011 AUG 10 P 1:48

August 10, 2011

SENSITIVE

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

FROM: Patricia Carmona *PC for PC*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *W* Jodi Winship/Sari Pickeral *SP*
Compliance Branch

SUBJECT: Administrative Fine Program -
Final Determination Recommendation for the 2010 Year End Report

Additionally, attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2010 Year End Report.

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The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, twenty-eight (28) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, fourteen (14) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding, and fourteen (14) committees will be assessed no civil money penalty at FD. An overview of each of these cases has been provided below.

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Doug Tudor for Congress (AF 2417) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$12,901), which would result in no civil money penalty (fine previously assessed to be \$962).

Eric Wnuck 2010 (AF 2420) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$108,548), which would result in no civil money penalty (fine previously assessed to be \$6,187).

Friends of David Madeira (AF 2425) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$30,196), which would result in no civil money penalty (fine previously assessed to be \$990).

Friends of Ross Bieling (AF 2426) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$128,379), which would result in no civil money penalty (fine previously assessed to be \$4,950).

Hendry for Congress (AF 2428) disclosed no activity after the RTB finding (previously estimated to be \$22,977), which would result in no civil money penalty (fine previously assessed to be \$550).

Jim Riccillo for Congress (AF 2432) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$32,918), which would result in no civil money penalty (fine previously assessed to be \$990).

Kuiper for Congress (AF 2438) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$92,889), which would result in no civil money penalty (fine previously assessed to be \$3,850).

McGoff for Congress (AF 2445) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$69,663), which would result in no civil money penalty (fine previously assessed to be \$2,970).

Mitchell for Congress (AF 2448) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$35,722), which would result in no civil money penalty (fine previously assessed to be \$990).

Morgan for Congress (AF 2449) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$31,491), which would result in no civil money penalty (fine previously assessed to be \$1,237).

Plummer for Congress (AF 2452) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$27,129), which would result in no civil money penalty (fine previously assessed to be \$990).

Steve Clark for Congress (AF 2462) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$309,062), which would result in no civil money penalty (fine previously assessed to be \$11,000).

Tom Wiens for US Senate (AF 2467) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$783,336), which would result in no civil money penalty (fine previously assessed to be \$11,000).

Also, six (6) committees detailed below designated a new Treasurer and one (1) committee changed their name after the RTB finding:

- American Teleservices Association PAC (AF 2397) filed an Amended Statement of Organization after the RTB finding designating Robert Kobek as Treasurer (see first list).
- Fresno County Democratic Women's Club/Democrats in Action (AF 2424) filed an Amended Statement of Organization after the RTB finding designating Cynthia Hudson as Treasurer (see first list).
- Morgan for Congress (AF 2449) filed an Amended Statement of Organization after the RTB finding designating Reynaldo R.D. Snyder as Treasurer (see second list).

RAD Recommendation

- (2) Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (3) Make final determination that the political committees and their treasurers listed on the attached reports with no activity, violated 2 U.S.C. § 434(a) and will not be assessed a civil money penalty.
- (4) Send the appropriate letters.

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Federal Election Commission
FD Circulation Report Fine Paid
2010 YEAR-END Not Election Sensitive 01/31/2011 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2397	AMERICAN TELESERVICES ASSOCIATION PAC		C00397083	ROBERT KOBEK	02/17/2011	17	\$6,454	0	04/01/2011	\$140	\$140	05/16/2011	\$140
2398	ASSOCIATIONS INC. PAC/ASSOCIA PAC		C00413856	NANCY CUSHMAN	03/02/2011	30	\$13,715	0	04/01/2011	\$260	\$260	04/27/2011	\$260
2399	BEN GRABER FOR CONGRESS	GRABER, BENJAMIN	C00434324	BENJAMIN GRABER	02/27/2011	27	\$9,600	0	04/01/2011	\$190	\$190	05/16/2011	\$190
2400	BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE		C00118828	FRED E. KEITH, JR.	02/28/2011	28	\$874	0	04/01/2011	\$165	\$165	04/11/2011	\$165
2404	CIRO RODRIGUEZ FOR CONGRESS	RODRIGUEZ, CIRO D.	C00326066	LUIS R. VERA	02/13/2011	13	\$16,250	0	04/01/2011	\$175	\$175	04/21/2011	\$175
2405	CITIZENS FOR CHRIS GEISLER	GEISLER, CHRISTOPHER TODD	C00467423	MICHAEL JORUDD		Not Filed	\$21,872 (est)	0	04/01/2011	\$550	\$550	05/13/2011	\$550
2409	COMMITTEE TO ELECT DR GREG RABIDOUX	RABIDOUX, GREG ROBERT DR	C00462531	KIMBERLEE E. SMITH		Not Filed	\$3,119	0	04/01/2011	\$250	\$250	05/08/2011	\$250

2418	DOUGHERTY SENATE CAMPAIGN COMMITTEE	DOUGHERTY, JOHN E III	C00482588	DR. JODHA KHALSA	02/18/2011	18	\$9,744	0	04/01/2011	\$145	\$145	04/22/2011	\$145
2424	FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		C00404350	CYNTHIA HUDSON	02/28/2011	28	\$8,669	0	04/01/2011	\$195	\$195	05/18/2011	\$195
2427	HEALY FOR NY	HEALY, TIMOTHY J	C00483289	JULIAN H. GINGOLD	02/25/2011	25	\$23,094	0	04/01/2011	\$235	\$235	04/08/2011	\$235
2431	JAMES MILANO FOR CONGRESS	MILANO, JAMES	C00476057	PATRICIA A. FRIEDMAN	02/25/2011	25	\$3,385	0	04/01/2011	\$150	\$150	05/16/2011	\$150
2441	MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE		C00206322	LYLE J. PARRY	04/19/2011	Not Filed	\$16,659	0	04/01/2011	\$550	\$550	05/04/2011	\$550
2442	MARVIN SCOTT FOR CONGRESS 2010	SCOTT, MARVIN B	C00480038	FRANK L. MUZZILLO	03/08/2011	Not Filed	\$18,757	0	04/01/2011	\$550	\$550	05/13/2011	\$550
2444	MATTHEW BURKE FOR CONGRESS	BURKE, MATTHEW	C00475095	JENNIFER BURKE	03/18/2011	Not Filed	\$549	0	04/01/2011	\$250	\$250	05/11/2011	\$250
2446	MIGUEL ORTIZ FOR CONGRESS	ORTIZ, MIGUEL ANTONIO	C00462804	LUIS H. VERA	02/07/2011	7	\$31,662	0	04/01/2011	\$340	\$340	05/10/2011	\$340
2447	MIKE THURMOND FOR US SENATE 2010	THURMOND, MICHAEL LAMAR	C00483925	MATTHEW WARE	03/01/2011	29	\$11,032	0	04/01/2011	\$255	\$255	04/20/2011	\$255
2457	RUTH MCCLUNG FOR CONGRESS	MCCLUNG, RUTH CRAWFORD	C00462309	ANNE LOFTFIELD	02/08/2011	8	\$12,537	0	04/01/2011	\$150	\$150	05/05/2011	\$150

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AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2458	SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL		C00014092	KIRK LARSON	02/18/2011	18	\$1,868	0	04/01/2011	\$115	\$115	05/05/2011	\$115
2468	TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC		C00335081	ROBERT A. VOLTSMANN	02/24/2011	24	\$4,300	0	04/01/2011	\$145	\$145	04/18/2011	\$145

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Federal Election Commission
FD Circulation Report Fine Not Paid
2010 YEAR-END Not Election Sensitive 01/31/2011 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2417	DOUG TUDOR FOR CONGRESS	TUDOR, DOUGLAS DAVID	C00448241	DOUGLAS D. TUDOR	05/12/2011	Not Filed	\$0	3	04/01/2011	\$982	131	None
2420	ERIC WNUCK 2010	WNUCK, ERIC	C00468694	ERIC WNUCK	05/29/2011	Not Filed	\$0	1	04/01/2011	\$8,187	131	None
2425	FRIENDS OF DAVID MADEIRA	MADEIRA, DAVID JAMES	C00477646	MICHAEL LACEY	06/11/2011	Not Filed	\$0	0	04/01/2011	\$980	131	None
2426	FRIENDS OF ROSS BIELING	BIELING, ROSS PARKER	C00481184	BIELING, ROSS PARKER	04/05/2011	Not Filed	\$0	0	04/01/2011	\$4,950	131	None
2428	HENDRY FOR CONGRESS	HENDRY, EDDIE	C00465856	JOHN NESMITH		Not Filed	\$0	0	04/01/2011	\$550	131	None
2432	JIM PICCILLO FOR CONGRESS	PICCILLO, JAMES JOHN	C00460642	SANDI KEEBLE	04/06/2011	Not Filed	\$0	0	04/01/2011	\$980	131	None
2438	KUIPERS FOR CONGRESS	KUIPERS, WAYNE	C00469791	TODD LAMBERS	04/08/2011	Not Filed	\$0	0	04/01/2011	\$3,850	131	None
2445	MCGOFF FOR CONGRESS	MCGOFF, JOHN P.	C00432948	OLAUGHLIN, MARJORIE	03/31/2011	Not Filed	\$0	0	04/01/2011	\$2,970	131	None
2448	MITCHELL FOR CONGRESS	MITCHELL, JOHN M	C00483388	JOHN LINDLEY III	06/28/2011	Not Filed	\$0	0	04/01/2011	\$980	131	None
2449	MORGAN FOR CONGRESS	MORGAN, VINCENT SCOTT	C00463408	REYNALDO R D SNYDEN	04/15/2011	Not Filed	\$0	1	04/01/2011	\$1,237	131	None
2452	PLUMMER FOR CONGRESS	PLUMMER, GLENN RODNEY	C00469817	WILBERT SEARS	04/21/2011	Not Filed	\$0	0	04/01/2011	\$980	131	None

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2482	STEVE CLARK FOR CONGRESS	CLARK, STEVE	C00473803	RICK DIRKSE	05/18/2011	Not Filed	\$0	1	04/01/2011	\$11,000	131	None
2487	TOM WIENS FOR US SENATE INC	WIENS, THOMAS J	C00468304	FRANK SHAW	04/14/2011	Not Filed	\$0	0	04/01/2011	\$11,000	131	None

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fines Program - Final)
Determination Recommendation for the)
2010 Year End Report:)
AMERICAN TELESERVICES) AF# 2397
ASSOCIATION PAC, and KOBEC,)
ROBERT as treasurer;)
ASSOCIATIONS INC. PAC/ASSOCIA) AF# 2398
PAC, and CUSHMAN, NANCY as)
treasurer;)
BEN GRABER FOR CONGRESS, and) AF# 2399
BENJAMIN GRABER as treasurer;)
BOILERMAKERS LOCAL 85 FEDERAL) AF# 2400
POLITICAL ACTION COMMITTEE, and)
FRED E KEITH JR as treasurer;)
CIRO RODRIGUEZ FOR CONGRESS,) AF# 2404
and VERA, LUIS R. MR. as treasurer;)
CITIZENS FOR CHRIS GEISLER, and) AF# 2405
MICHAEL JORUDD as treasurer;)

COMMITTEE TO ELECT DR GREG) AF# 2409
RABIDOUX, and KIMBERLEE E SMITH)
as treasurer;)

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DOUG TUDOR FOR CONGRESS, and) AF# 2417
DOUGLAS D. TUDOR as treasurer;)
DOUGHERTY SENATE CAMPAIGN) AF# 2418
COMMITTEE, and DR JODHA KHALSA)
as treasurer:)

ERIC WNUCK 2010, and ERIC WNUCK) AF# 2420
as treasurer;)

FRESNO COUNTY DEMOCRATIC) AF# 2424
WOMEN'S CLUB/DEMOCRATS IN)
ACTION, and CYNTHIA HUDSON as)
treasurer;)
FRIENDS OF DAVID MADEIRA, and) AF# 2425
MICHAEL LACEY as treasurer;)
FRIENDS OF ROSS BIELING, and) AF# 2426
BIELING, ROSS PARKER as treasurer;)
HEALY FOR NY, and JULIAN H) AF# 2427
GINGOLD as treasurer;)
HENDRY FOR CONGRESS, and JOHN) AF# 2428
NESMITH as treasurer;)

JAMES MILANO FOR CONGRESS, and) AF# 2431
PATRICIA A FRIEDMAN as treasurer;)
JIM PICCILLO FOR CONGRESS, and) AF# 2432
SANDI KEEBLE as treasurer;)

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Federal Election Commission
Certification for Administrative Fines
August 11, 2011

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KUIPERS FOR CONGRESS, and TODD) AF# 2438
LAMBERS as treasurer;)

MANAGEMENT AND TRAINING) AF# 2441
CORPORATION POLITICAL ACTION)
COMMITTEE, and LYLE J PARRY as)
treasurer;)
MARVIN SCOTT FOR CONGRESS 2010,) AF# 2442
and FRANK L MUZZILLO as treasurer;)
MATTHEW BURKE FOR CONGRESS,) AF# 2444
and BURKE, JENNIFER as treasurer;)
MCGOFF FOR CONGRESS, and) AF# 2445
O'LAUGHLIN, MARJORIE as treasurer;)
MIGUEL ORTIZ FOR CONGRESS, and) AF# 2446
LUIS H VERA as treasurer;)
MIKE THURMOND FOR US SENATE) AF# 2447
2010, and MATTHEW WARE as treasurer;)
MITCHELL FOR CONGRESS, and JOHN) AF# 2448
LINDLEY III as treasurer;)
MORGAN FOR CONGRESS, and) AF# 2449
REYNALDO R D SNYDEN as treasurer;)

PLUMMER FOR CONGRESS, and) AF# 2452
WILBERT SEARS as treasurer;)

RUTH MCCLUNG FOR CONGRESS, and) AF# 2457
ANNE LOFTFIELD as treasurer;)
SAN BERNARDINO COUNTY) AF# 2458
REPUBLICAN CENTRAL COMMITTEE-)
FEDERAL, and LARSON, KIRK as)
treasurer;)

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STEVE CLARK FOR CONGRESS, and) AF# 2462
RICK DIRKSE as treasurer;)

TOM WIENS FOR US SENATE INC, and) AF# 2467
FRANK SHAW as treasurer;)
TRANSPORTATION INTERMEDIARIES) AF# 2468
ASSOCIATION'S TIAPAC, and ROBERT)
A VOLTSMANN as treasurer;)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 11, 2011 the Commission took the following actions on the Administrative Fines Program - Final Determination Recommendation for the 2010 Year End Report as recommended in the Reports Analysis Division's Memorandum dated August 10, 2011, on the following committees:

AF#2397 Decided by a vote of 6-0 to: (1) make a final determination that AMERICAN TELESERVICES ASSOCIATION PAC, and KOBEL, ROBERT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2398 Decided by a vote of 6-0 to: (1) make a final determination that ASSOCIATIONS INC. PAC/ASSOCIA PAC, and CUSHMAN, NANCY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2399 Decided by a vote of 6-0 to: (1) make a final determination that BEN GRABER FOR CONGRESS, and BENJAMIN GRABER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate

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letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2400 Decided by a vote of 6-0 to: (1) make a final determination that BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE, and FRED E KEITH JR as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2404 Decided by a vote of 6-0 to: (1) make a final determination that CIRO RODRIGUEZ FOR CONGRESS, and VERA, LUIS R. MR. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2405 Decided by a vote of 6-0 to: (1) make a final determination that CITIZENS FOR CHRIS GEISSLER, and MICHAEL JORUDD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2409 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT DR GREG RABIDOUX, and KIMBERLEE E SMITH as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2417 Decided by a vote of 6-0 to: (1) make a final determination that DOUG TUDOR FOR CONGRESS, and DOUGLAS D. TUDOR as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2418 Decided by a vote of 6-0 to: (1) make a final determination that DOUGHERTY SENATE CAMPAIGN COMMITTEE, and DR JODHA KHALSA as

treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2420 Decided by a vote of 6-0 to: (1) make a final determination that ERIC WNUCK 2010, and ERIC WNUCK as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2424 Decided by a vote of 6-0 to: (1) make a final determination that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and CYNTHIA HUDSON as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2425 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS OF DAVID MADEIRA, and MICHAEL LACEY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2426 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS OF ROSS BIELING, and BIELING, ROSS PARKER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2427 Decided by a vote of 6-0 to: (1) make a final determination that HEALY FOR NY, and JULIAN H GINGOLD as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners

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Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2428 Decided by a vote of 6-0 to: (1) make a final determination that HENDRY FOR CONGRESS, and JOHN NESMITH as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2431 Decided by a vote of 6-0 to: (1) make a final determination that JAMES MILANO FOR CONGRESS, and PATRICIA A FRIEDMAN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2432 Decided by a vote of 6-0 to: (1) make a final determination that JIM PICCILLO FOR CONGRESS, and SANDI KEEBLE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2438 Decided by a vote of 6-0 to: (1) make a final determination that KUIPERS FOR CONGRESS, and TODD LAMBERS as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2441 Decided by a vote of 6-0 to: (1) make a final determination that MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE, and LYLE J PARRY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2442 Decided by a vote of 6-0 to: (1) make a final determination that MARVIN SCOTT FOR CONGRESS 2010, and FRANK L MUZZILLO as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2444 Decided by a vote of 6-0 to: (1) make a final determination that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2445 Decided by a vote of 6-0 to: (1) make a final determination that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer , violated 2 U.S.C.

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434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2446 Decided by a vote of 6-0 to: (1) make a final determination that MIGUEL ORTIZ FOR CONGRESS, and LUIS H VERA as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2447 Decided by a vote of 6-0 to: (1) make a final determination that MIKE THURMOND FOR US SENATE 2010, and MATTHEW WARE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2448 Decided by a vote of 6-0 to: (1) make a final determination that MITCHELL FOR CONGRESS, and JOHN LINDLEY III as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2449 Decided by a vote of 6-0 to: (1) make a final determination that MORGAN FOR CONGRESS, and REYNALDO R D SNYDEN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2452 Decided by a vote of 6-0 to: (1) make a final determination that PLUMMER FOR CONGRESS, and WILBERT SEARS as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2457 Decided by a vote of 6-0 to: (1) make a final determination that RUTH MCCLUNG FOR CONGRESS, and ANNE LOFTFIELD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2458 Decided by a vote of 6-0 to: (1) make a final determination that SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL, and LARSON, KIRK as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2462 Decided by a vote of 6-0 to: (1) make a final determination that STEVE CLARK FOR CONGRESS, and RICK DIRKSE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2467 Decided by a vote of 6-0 to: (1) make a final determination that TOM WIENS FOR US SENATE INC, and FRANK SHAW as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2468 Decided by a vote of 6-0 to: (1) make a final determination that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC, and ROBERT A VOLTMANN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

August 12, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 15, 2011

John Nesmith, in official capacity as Treasurer
Hendry for Congress
1119 Conservancy Dr. W
Tallahassee, FL 32312

C00465856
AF#: 2428

Dear Mr. Nesmith:

On April 1, 2011, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Hendry for Congress and its treasurer violated 2 U.S.C. § 434(a) for filing late or failing to file the 2010 Year-End Report. By letter dated April 4, 2011, the Commission sent notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$550 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. The amount of the civil money penalty has been changed to reflect the actual level of activity of the 2010 Year-End Report.

The FEC made a final determination on August 11, 2011 that you, in your official capacity as treasurer, and Hendry for Congress violated 2 U.S.C. § 434(a), assessed no civil money penalty in accordance with 11 C.F.R. § 111.43, and voted to close the file.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact Sari Pickerall on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in black ink, appearing to read "DMcGahn II".

Donald F. McGahn II
Commissioner

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FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2428

DATE SCANNED 10-11-11

SCANNER NO. 2

SCAN OPERATOR Jm K

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